



New South Wales

# Transport Administration Amendment (Travel Concession) Act 2006 No 65

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New South Wales

# **Transport Administration Amendment (Travel Concession) Act 2006 No 65**

Act No 65, 2006

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An Act to amend the *Transport Administration Act 1988* with respect to travel concessions. [Assented to 28 September 2006]

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Transport Administration Amendment (Travel Concession) Act 2006*.

**2 Commencement**

This Act commences on the date of assent.

**3 Amendment of Transport Administration Act 1988 No 109**

The *Transport Administration Act 1988* is amended as set out in Schedule 1.

**4 Repeal of Act**

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

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## Schedule 1 Amendments

(Section 3)

**[1] Section 39 Government subsidised travel schemes**

Insert after section 39 (1):

- (1A) If the regulations so provide, persons of a class prescribed by the regulations are not entitled to subsidised travel under any such scheme. This subsection applies despite any approval or direction of the Minister or the *Anti-Discrimination Act 1977*.

**[2] Section 88 Free or subsidised railway, bus or ferry travel**

Insert after section 88 (3):

- (3A) If the regulations so provide, persons of a class prescribed by the regulations are not entitled to be issued with a free travel pass or a concessional travel pass under this section. This subsection applies despite any determination or direction of the Minister or of an Authority or the *Anti-Discrimination Act 1977*.

**[3] Schedule 7 Savings, transitional and other provisions**

Insert at the end of clause 2 (1):

*Transport Administration Amendment (Travel Concession) Act 2006*

**[4] Schedule 7**

Insert at the end of the Schedule with appropriate Part and clause numbers:

### **Part Provisions consequent on enactment of Transport Administration Amendment (Travel Concession) Act 2006**

#### **Student travel passes—transitional provision**

- (1) Until the regulations otherwise provide, full fee paying overseas students:
- (a) are not entitled to be issued with a concessional travel pass (as referred to in section 88) of a kind that is available only to persons who are students at tertiary educational institutions, and
  - (b) are not entitled to the benefit of concessional travel in circumstances where only a person who is entitled to be issued with such a pass is entitled to that benefit.

Schedule 1 Amendments

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- (2) This clause extends to travel under a scheme for Government subsidised travel as referred to in section 39.
- (3) In this clause, *full fee paying overseas student* means a person who has been permitted to enter Australia on a visa issued on the basis that while in Australia the person will be enrolled as a full-time student at a tertiary educational institution, paying the full cost of their tuition and will have sufficient funds to meet their educational and living costs in Australia.

[Second reading speech made in—  
Legislative Assembly on 6 June 2006  
Legislative Council on 20 September 2006]

BY AUTHORITY